

IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES

DISTRICT COURT OF GUAM

FEB - 3 2005

MARY L.M. MORAN
CLERK OF COURT

CASE NO. CR-05-00005

DATE: 2/3/2005

TIME: 10:30 a.m.

HON. JOAQUIN V. E. MANIBUSAN JR., Magistrate Judge

Court Reporter: Wanda Miles

Hearing Electronically Recorded: 10:30:13-10:31:58 / 10:43:15-10:53:30

Law Clerk: Kim Walmsley

Courtroom Deputy: Virginia T. Kilgore

CSO: J. Lizama

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APPEARANCES

DEFT: YU MAN YEN aka KEE SANG JOFFRE

CHEN aka TAI FAT LEE

(X) PRESENT (X) CUSTODY () BOND () P.R.

ATTY: JOHN GORMAN

(X) PRESENT () RETAINED (X) FPD () CJA APPOINTED

DEFT: THIN LOO YAT aka LEE THIN FOOK

(X) PRESENT (X) CUSTODY () BOND () P.R.

ATTY: JOAQUIN C. ARRIOLA, JR.

(X) PRESENT () RETAINED () FPD (X) CJA APPOINTED

DEFT: JAE HEE KIM aka YONG KIM

(X) PRESENT (X) CUSTODY () BOND () P.R.

ATTY: CURTIS VAN DE VELD

(X) PRESENT () RETAINED () FPD (X) CJA APPOINTED

INTERPRETER: HEE-JUNG WONG

LANGUAGE: KOREAN

(X) PREVIOUSLY SWORN

U.S. ATTORNEY: MARIVIC DAVID

U.S. PROBATION: JUDY OCAMPO

AGENT:

U.S. MARSHAL: V. ROMAN / S. LUJAN

PROCEEDINGS: ARRAIGNMENT

() COMPLAINT READ TO DEFENDANT

() FINANCIAL AFFIDAVITS REVIEWED AND ACCEPTED:

(X) DEFENDANTS SWORN AND EXAMINED AS FOLLOWS: THIN LOO YAT HIGH SCHOOL COMPLETED: Secondary School
JAE HEE KIM HIGH SCHOOL COMPLETED: High School

(X) DEFENDANT THIN LOO YAT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES

() REMOVAL/IDENTITY HEARING () CONDUCTED () WAIVED () SET FOR: at

() WARRANT OF REMOVAL ISSUED

() GOV'T SUMMARIZES THE EVIDENCE () GOV'T SUBMITS TO THE PLEA AGREEMENT

(X) COURT QUESTIONS DEFENDANTS REGARDING THEIR PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANTS OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA

(X) DEFENDANTS WAIVE READING OF () COMPLAINT () INFORMATION (X) INDICTMENT

(X) THIN LOO YAT ENTERED HIS PLEA: () GUILTY (X) NOT GUILTY - TO: THE CHARGES CONTAINED IN THE INDICTMENT

() COUNT(S) DISMISSED ON GOVERNMENT'S MOTION

() PLEA AGREEMENT FILED: PLEA: () ACCEPTED () REJECTED

() COURT ORDERS PLEA AGREEMENT SEALED

() COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: FOR RECOMMENDATION.

() SENTENCING DATE: at () STATUS HEARING: at

() PRESENTENCE REPORT ORDERED AND DUE:

() PRELIMINARY EXAMINATION SET FOR:

() ARRAIGNMENT SET FOR: at

(X) TRIAL SET FOR: APRIL 4, 2005 at 9:30 A.M.

PROCEEDINGS CONTINUED TO: at

() DEFENDANT TO BE RELEASED ON BOND (see release conditions on page 2)

() DEFENDANT REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR () PROCESSING () DETENTION

() DETENTION HEARING REQUESTED BY GOV'T DEFT IS SET FOR: at

() DEFENDANT RELEASED ON BAIL AS PREVIOUSLY ORDERED BY THIS COURT

(X) DEFENDANTS TO REMAIN IN THE CUSTODY OF THE U.S. MARSHAL

NOTES:

Defense stated that the interpreter for his client was not present. The Court continued Mr. Yen's arraignment hearing to 2:00 p.m. today. Mr. Van De Veld requested the Court to continue his client's arraignment hearing so that he may meet with his client to further discuss the charges in the indictment. No objection. The Court granted the continuance and set the arraignment hearing for February 8, 2005 at 1:30 p.m. for defendant Jae Hee Kim.